

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ARA ACOSTA,

Plaintiff,

-V-

THE NEW YORK TIMES COMPANY *et al.*,

Defendants.

25 Civ. 1119 (JPC)

ORDER


JOHN P. CRONAN, United States District Judge:

Pursuant to the briefing schedule set by the Court, Dkt. 20, Defendants filed a motion to dismiss Plaintiff's Complaint on June 2, 2025. Dkts. 24-26. Thereafter, on July 2, 2025, Plaintiff filed an amended complaint. Dkt. 27. To the extent that Plaintiff seeks to amend as of right under Federal Rule of Civil Procedure 15(a)(1)(B), it appears that Plaintiff filed the amended complaint more than twenty-one days after Defendants' service of the motion to dismiss, rendering the amended complaint untimely under that provision. *See* Fed. R. Civ. P. 15(a)(1)(B).

Accordingly, Defendants are directed to file a letter on or before July 10, 2025, stating whether they oppose the Court accepting the amended complaint pursuant to Rule 15(a)(2) instead. Defendants should also indicate whether they wish to file a renewed motion to dismiss or to stand on their existing motion.

SO ORDERED.

Dated: July 7, 2025  
New York, New York

  
JOHN P. CRONAN  
United States District Judge